

RECORDATION 25029-C  
FILED

JUL 13 '09 -11 00 AM

SURFACE TRANSPORTATION BOARD

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OF COUNSEL  
URBAN A. LESTER

July 13, 2009

Anne K. Quinlan, Esquire  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423-0001

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Termination, dated as of June 30, 2009, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Memorandum of Assignment of Lease previously filed with the Board under Recordation Number 25029-B.

The name and address of the party to the enclosed document are:

Successor Lessor: The CIT Group/Equipment Financing, Inc.  
(successor in interest to ICX Corporation)  
1211 Avenue of the Americas  
New York, NY 10036

[Lessee: The Andersons, Inc.  
480 W. Dussel Drive  
Maumee, OH 43537]

Anne K. Quinlan, Esquire  
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A description of the railroad equipment covered by the enclosed document is:

30 covered hopper railcars RELEASED within the series AEX 8724 - AEX 9158 as more particularly set forth in the attachment to the document.

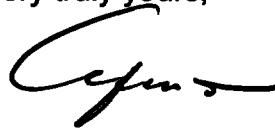
A short summary of the document to appear in the index is:

Partial Release.

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Alvord', with a stylized flourish at the end.

Robert W. Alvord

RWA/sem  
Enclosures

JUL 13 '09 -11 00 AM

## TERMINATION

## SURFACE TRANSPORTATION BOARD

The CIT Group/Equipment Financing, Inc., a Delaware corporation ("CIT"), is the successor lessor under that certain Lease Agreement Number 824 dated as of January 1, 1996 (the "Master Lease") and that certain Equipment Schedule No. 010 thereto (the "Schedule"; the Schedule and the Master Lease as it relates to the Schedule, collectively, the "Lease") between ICX Corporation (to which CIT is successor in interest), as lessor, and The Andersons, Inc., as lessee (the "Lessee"), with respect to the lease by CIT to the Lessee of thirty (30) railcars identified on Exhibit A hereto (the "Equipment").

A Memorandum of Lease dated as of May 31, 2004 between ICX Corporation (to which CIT is successor in interest) and Lessee, relating to the Lease, was duly filed and recorded with the Surface Transportation Board on September 17, 2004 under Recordation Number 25029-B.

In connection with the Lease, the Lessee assigned to ICX Corporation (to which CIT is successor in interest) all of Lessee's right, title and interest in, to and under a lease between Lessee and Bunge North America, Inc. relating to the Equipment, which is described in a certain Memorandum of Assignment of Lease dated as of June 30, 2004, between Lessee and ICX Corporation (the "Memorandum of Assignment"). The Memorandum of Assignment was duly filed and recorded with the Surface Transportation Board on June 30, 2004 under Recordation Number 25029-A.

This Termination acknowledges for the public record that the Lease and the Memorandum of Assignment have terminated and that CIT has no further interest in the Lease or the Memorandum of Assignment.

This Termination shall not impair or terminate any of the rights and obligations of the parties under the Lease or the Memorandum of Assignment that expressly survive their termination.

Dated this 30th day of June, 2009.

*I certify that I hold the title set forth below, that this instrument was signed on behalf of CIT by authority of its board of directors and that I acknowledge that the execution of the foregoing instrument was the free act and deed of CIT. I further declare under penalty of perjury that the foregoing is true and correct.*

THE CIT GROUP/EQUIPMENT FINANCING, INC.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*Catherine Shafik*  
*Catherine Shafik*  
*Vice President*

## EXHIBIT A

Thirty (30) ACF 1976 to 1979 5701 cf 286,000 Gross Weight Covered Hopper Cars with 5124 Gravity/Pneumatic Gates, Non-Vented Hatch Covers, Vibrator Brackets, marked and numbered as follows:

AEX 8724  
AEX 8725  
AEX 8520  
AEX 8527  
AEX 8536  
AEX 8545  
AEX 8584  
AEX 8585  
AEX 8631  
AEX 8634  
AEX 8655  
AEX 8657  
AEX 8663  
AEX 9046  
AEX 9050  
AEX 9051  
AEX 9054  
AEX 9061  
AEX 9072  
AEX 9074  
AEX 9092  
AEX 9114  
AEX 9142  
AEX 9143  
AEX 9144  
AEX 9146  
AEX 9147  
AEX 9152  
AEX 9155  
AEX 9158

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CERTIFICATION

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: \_\_\_\_\_

7/13/09



\_\_\_\_\_  
Robert W. Alvord

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